

HOUSE BILL 35

By Ogles

AN ACT to amend Tennessee Code Annotated, Title 3;
Title 4; Title 5; Title 6; Title 7; Title 8; Title 49; Title
58 and Title 68, relative to liberties provided by the
First Amendment.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 1, Part 4, is amended by
adding the following as a new section:

Notwithstanding any law to the contrary, the governor or a governmental entity of
this state shall not mandate or otherwise impose a limitation upon the capacity or
number of people who may exercise their First Amendment right to peaceably assemble
at:

(1) A person's residence; or

(2) A place of worship, as long as the capacity or number of people
congregating complies with applicable occupancy requirements for the structure
as prescribed by the state fire marshal.

SECTION 2. Tennessee Code Annotated, Title 5, Chapter 1, Part 1, is amended by
adding the following as a new section:

Notwithstanding any law to the contrary, the executive head of a county or a
governmental entity of the county shall not mandate or otherwise impose a limitation
upon the capacity or number of people who may exercise their First Amendment right to
peaceably assemble at:

(1) A person's residence; or

(2) A place of worship, as long as the capacity or number of people congregating complies with applicable occupancy requirements for the structure as prescribed by the state fire marshal.

SECTION 3. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new section:

Notwithstanding any law to the contrary, the executive head of a city or a governmental entity of the city shall not mandate or otherwise impose a limitation upon the capacity or number of people who may exercise their First Amendment right to peaceably assemble at:

(1) A person's residence; or

(2) A place of worship, as long as the capacity or number of people congregating complies with applicable occupancy requirements for the structure as prescribed by the state fire marshal.

SECTION 4. This act takes effect upon becoming a law, the public welfare requiring it.